

1-1 By: Harris S.B. No. 1806
1-2 (In the Senate - Filed March 14, 2003; March 24, 2003, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 24, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 6, Nays 0; April 24, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1806 By: Harris

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to notice to an employer of a court order requiring an
1-11 employee to provide medical support for the employee's child;
1-12 providing penalties.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 154.186, Family Code, is amended to read
1-15 as follows:

1-16 Sec. 154.186. NOTICE TO EMPLOYER CONCERNING MEDICAL
1-17 SUPPORT. (a) The obligee, obligor, or a child support agency may
1-18 send to the employer a copy of the order requiring an employee to
1-19 provide health insurance coverage for a child or may include notice
1-20 of the medical support order in an order or writ of withholding sent
1-21 to the employer in accordance with Chapter 158.

1-22 (b) In an appropriate Title IV-D case, the Title IV-D agency
1-23 shall send to the employer the national medical support notice
1-24 required under Part D, Title IV of the federal Social Security Act
1-25 (42 U.S.C. Section 651 et seq.), as amended. The notice may be used
1-26 in any other suit in which an obligor is ordered to provide health
1-27 insurance coverage for a child.

1-28 (c) The Title IV-D agency by rule shall establish procedures
1-29 consistent with federal law for use of the national medical support
1-30 notice and may prescribe forms for the efficient use of the notice.
1-31 The agency shall provide the notice and forms, on request, to
1-32 obligees, obligors, domestic relations offices, friends of the
1-33 court, and attorneys.

1-34 SECTION 2. Section 154.187, Family Code, is amended by
1-35 amending Subsections (f) and (g) and adding Subsection (h) to read
1-36 as follows:

1-37 (f) In this section, "sender" means the person sending the
1-38 order or notice under Section 154.186.

1-39 (g) An employer who fails to enroll a child, fails to
1-40 withhold or remit premiums or cash medical support, or
1-41 discriminates in hiring or employment on the basis of a medical
1-42 support order or notice under this subchapter shall be subject to
1-43 the penalties and fines in Subchapter C, Chapter 158.

1-44 (h) An employer who receives a national medical support
1-45 notice under Section 154.186 shall comply with the requirements of
1-46 the notice.

1-47 SECTION 3. This Act takes effect July 1, 2003, if it
1-48 receives a vote of two-thirds of all the members elected to each
1-49 house, as provided by Section 39, Article III, Texas Constitution.
1-50 If this Act does not receive the vote necessary for effect on that
1-51 date, this Act takes effect September 1, 2003.

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